

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MRS. JUSTICE K.HEMA

FRIDAY, THE 19TH JANUARY 2007 / 29TH PAUSHA 1928

Crl.Rev.Pet.No. 277 of 2007(E)

CRA.189/2000 of ADDL. SESSIONS COURT (ADHOC), TRIVANDRUM
CC.544/1997 of JUDL. MAGISTRATE OF FIRST CLASS COURT, VARKALA
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REVN. PETITIONER: APPELLANT/ACCUSED

MEERA SAHIB AMEER, KUNNIL VEEDU,
PALLATHIL MUNIYIL MEL, THONNAKKAL VILLAGE,
THIRUVANANTHAPURAM.

BY ADV. SRI.C.A.MAJEED
SRI.G.GOPIDAS

RESPONDENTS: RESPONDENTS/SATE/COMPLAINANT

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1. STATE OF KERALA REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.
 2. CHANDRASEKHARAN SUBHASH,
PALAVILA PUTHEN VEEDU, NEAR VARKALA RAILWAY
STATION, VARKALA, THIRUVANANTHAPURAM.

BY ADV. SRI.T.K.SHAJAHAN FOR R2.
PUBLIC PROSECUTOR (SRI. C.K. SURESH FOR R1)

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION
ON 19/01/2007, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

K. HEMA, J.

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Crl.R.P. No. 277 of 2007

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Dated this the 19th day of January, 2007.

ORDER

Revision Petitioner is the accused in C.C No. 544 of 1997 of on the file of the Judicial First Class Magistrate Court, Varkala. Second respondent is the complainant therein. Revision petitioner was convicted and sentenced by the Magistrate's Court to undergo simple imprisonment for a period of one year under section 138 of the Negotiable Instruments Act and to pay a compensation of Rs. 4500/- to the complainant under section 357(3) Cr.P.C. In appeal filed by him, the conviction and sentence were confirmed by the Addl. Sessions Court. This revision arises from the said conviction and sentence.

2. At the time of hearing, both sides submitted that a petition as Crl.M.A.No.858 of 2007 is filed for compounding the offence. It is also submitted by both sides that the matter is settled out of court amicably between the parties and the amount is also paid by the petitioner to the satisfaction of the second respondent-complainant. On hearing both sides and on going through the averments in the petition, I am satisfied that this is a fit case to grant permission to compound the offence.

In the result, the Revision Petitioner is acquitted of offence under section 138 of the Negotiable Instruments Act, as offence is compounded. He is set at liberty forthwith.

Crl. M.A.No.858 of 2007 and Revision Petition are allowed.

Krs.

K. HEMA, JUDGE.